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PATENT  
ATTORNEY DOCKET NO.: 057309-5004-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
David PASCUAL *et al.* )  
Serial No.: 09/068,935 ) Group Art Unit: 1644  
Filed: November 23, 1998 ) Examiner: Phillip Gambel, Ph.D.  
For: THERAPEUTIC AND DIAGNOSTIC )  
AGENTS FOR THE TREATMENT OF )  
MICROBIAL INFECTIONS )

RECEIVED  
MAY 05 2003  
TECH CENTER 1600/2900

Commissioner for Patents  
Washington, D.C. 20231

Sir:

**CONSENT BY LIGOCYTE PHARMACEUTICALS INC. REGARDING  
THE PETITION UNDER 37 C.F.R. § 1.48(a)**

Ligocyte Pharmaceuticals, Inc., a corporation of the United States, with a Post Office address of Ligocyte Pharmaceuticals, 920 Technology Boulevard, Suite C, Bozeman, Montana, 59718, U.S.A., is one assignee for U.S. patent Application No. 09/068,935, filed November 23, 1998. Ligocyte Pharmaceuticals, Inc., hereby gives its written consent to the deletion of the following inventors, Clifford Bond and Gordon McFeters, from the above-listed application.

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

05/02/2003 AWONDAF1 00000132 09068935

03 FC:1460 130.00 CH

4/4/03

Date

05/02/2003 AWONDAF1 00000132 500310 09068935

03 FC:1460 130.00 CH

Ligocyte Pharmaceuticals, Inc.

By:

Michael A. McCue  
President, CEO



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Sir:

**STATEMENT OF CLIFFORD BOND IN SUPPORT OF  
PETITION TO CORRECT INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)**

I, **Clifford Bond**, was erroneously included in the list of inventors of the above-identified patent application. This inventorship error occurred without any deceptive intention on my part. I am in fact not a co-inventor of the invention claimed in the above-identified application.

IN TESTIMONY HEREOF, I have hereunto set my hand.

County of GALLATIN  
State of MONTANA ss.

Signed and sworn to before me on  
this 10 day of APRIL, 2003.

Sharon Frazer  
Notary Public for the State of Montana  
Residing at BOZEMAN  
My Commission Expires FEBRUARY 22 2005

Clifford Bond

Name of Inventor

410 Congress Dr, Bozeman, MT 59718  
Address of Inventor

[Signature] 4-10-03  
Signature of Inventor Date

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For: THERAPEUTIC AND DIAGNOSTIC	)	
AGENTS FOR THE TREATMENT OF	)	
MICROBIAL INFECTIONS	)	

Commissioner for Patents  
Washington, D.C. 20231

Sir:

**PETITION TO CORRECT INVENTORSHIP UNDER 37 C.F.R. § 1.48(b)**

This petition under 37 C.F.R. § 1.48(b) and MPEP § 201.03 is to delete the names of **James Burritt** and **Don Burgess** as inventors of the above-identified application.

These inventors were properly identified as inventors in the application as filed, but their inventions are no longer being claimed in this application. After grant of this petition, and the concurrently submitted petition under 37 §C.F.R. 1.48(a), **David Pascual, Pati Glee, John Jutila, Mark Jutila, Robert Bargatze, Barry Pyle, Jim E. Cutler, and Yongmoon Han** will be the sole inventors of the above-identified application.

Accompanying this petition is the **\$130.00** processing fee as required by 37 C.F.R. § 1.17(i). This fee should be charged to Deposit Account No. 50-0310. If there

is any additional fee due in connection with the filing of this Petition, please charge the fee to our Deposit Account No. 50-0310.

Respectfully Submitted,  
**MORGAN, LEWIS & BOCKIUS LLP**

Dated: April 30, 2003

By: Bonnie Weiss McLeod

Bonnie Weiss McLeod

Reg. No. 43,255

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MICROBIAL INFECTIONS )

Commissioner for Patents  
Washington, D.C. 20231

Sir:

**PETITION TO CORRECT INVENTORSHIP OF AN APPLICATION**  
**UNDER 37 C.F.R. § 1.48(a)**

This petition under 37 C.F.R. § 1.48(a) and MPEP § 201.03 is to delete the names of **Clifford Bond** and **Gordon McFeters** who were without any deceptive intention, erroneously included as inventors of the original application, which was filed on November 23, 1998 and given Application Serial No. 09/068,935. Specifically, **Clifford Bond** and **Gordon McFeters** were originally approached by the inventors of the application and requested to identify adhesion immunogens from pathogens they were working on at the time. Therefore, they were working at the request of and under the direction of the inventors.

Statements from **Clifford Bond** and **Gordon McFeters** indicating that they were, without any deceptive intention, erroneously included as inventors of the original application, accompany this petition. After grant of this petition and the accompanying

petition under 37 C.F.R. § 1.48(b), **David Pascual, Pati Glee, John Jutila, Mark Jutila, Robert Bargatze, Barry Pyle, Jim E. Cutler, Yongmoon Han**, and will be the sole inventors of the above-identified application. A new oath reflecting the modified list of inventors is also provided.

Because this application has been assigned by the inventors to Montana State University and LigoCyte Pharmaceuticals Inc., this petition is accompanied by the written consent of both assignees to the deletion of **Clifford Bond and Gordon McFeters** as inventors.

Accompanying this petition is the **\$130.00** processing fee as required by 37 C.F.R. § 1.17(i). This fee should be charged to Deposit Account No. 50-0310. If there is any additional fee due in connection with the filing of this Petition, please charge the fee to our Deposit Account No. 50-0310.

Respectfully Submitted,  
**MORGAN, LEWIS & BOCKIUS LLP**

By: Bonnie Weiss McLeod  
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